

## **RESOLUTION**

### **A RESOLUTION PROVIDING FOR THE GIVING OF NOTICE AND HEARING OF THE CITY COUNCIL OF THE CITY OF ANKENY REGARDING THE ANNEXATION OF PROPERTY OWNED BY THE SHARON K. HARRIS REVOCABLE TRUST, SHARON K. HARRIS (TRUSTEE) AND RICHARD D. HARRIS (TRUSTEE)**

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**WHEREAS**, the titleholders of the following described property, have made application for annexation of the same to the City of Ankeny, Iowa:

#### **LEGAL DESCRIPTION:**

LOTS 1, 2, & E, ALL BEING IN J.C. RITTGERS WOODED ACRES, BEING AN OFFICIAL PLAT, POLK COUNTY, IOWA AND CONTAINING 12.4 ACRES MORE OR LESS

#### **LAYMAN'S DESCRIPTION:**

Approximately 12.4 acres (+/-) of land adjacent to the southeast quadrant of Ankeny, addressed as 9031 NW 26<sup>th</sup> Street and generally located east of NW 26<sup>th</sup> Street/NW Weigel Drive and north of NW Polk City Drive.

**WHEREAS**, that Section 368.5, Code of Iowa, 2009, provides that cities may, in connection with an annexation, annex property owned by the State of Iowa and county. The following described property is additional territory to be annexed owned by the State of Iowa or Polk County:

#### **LEGAL DESCRIPTION:**

THE ADJACENT EAST HALF OF THE NW 26<sup>th</sup> STREET RIGHT-OF-WAY.

#### **LAYMAN'S DESCRIPTION:**

Approximately 0.32 (+/-) acres of land adjacent to the western property line of the annexation area.

**WHEREAS**, the said Section provides that notice of the Application shall be mailed by regular mail to each owner of property that adjoins the territory and each public utility which serves the area and by certified mail to the Iowa Attorney General, Polk County Attorney, Chairperson of the County Board of Supervisors, to the Metropolitan Planning Organization, to all affected public utilities, to all non-consenting owners of property to be annexed and to each city which adjoins the territory or is within two miles of the territory at least 14 business days prior to the action of the City Council of the Application.

**WHEREAS**, the City Council of the City of Ankeny, Iowa deems it appropriate that a public hearing be held on such proposed annexation.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Ankeny, Iowa as follows:

1. A public hearing before this Council on the application for annexation described in the preamble to this resolution is hereby set for 5:30 P.M. on the 4<sup>th</sup> day of October, 2010.
2. The City Clerk is authorized and directed to publish notice of such hearing at the time and manner required by law.

**Dated** at Ankeny, Iowa this 7<sup>th</sup> day of September, 2010.

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Steven D. Van Oort, Mayor

ATTEST:

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Pamela DeMouth, City Clerk